

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PARTICLE HEALTH INC.,

Plaintiff,

vs.

EPIC SYSTEMS CORPORATION,

Defendant.

Civil Action No. 1:24-cv-07174-NRB

ORAL ARGUMENT REQUESTED

**EPIC SYSTEMS CORPORATION’S NOTICE OF
MOTION TO DISMISS THE COMPLAINT**

PLEASE TAKE NOTICE that, upon the accompanying (1) Memorandum of Law in Support of Epic Systems Corporation’s (“Epic”) Motion to Dismiss Particle Health Inc.’s (“Particle”) Complaint and accompanying appendix, and (2) Declaration of Lauren A. Moskowitz in Support of Epic’s Motion to Dismiss the Complaint and the exhibits thereto, Epic hereby moves this Court for an Order dismissing all claims in Particle’s Complaint with prejudice pursuant to Rule 12(b)(6) and 12(b)(1) of the Federal Rules of Civil Procedure, and granting such other and further relief as this Court deems just and proper.

Dated: December 19, 2024

Respectfully Submitted,

/s/ Lauren A. Moskowitz

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